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CENTRAL FAX CENTER

MAY 26 2004

Atty Docket No. 019281-000800US

PTO FAX NO.: (703) 872-9306

ATTENTION: Examiner Gross, Kenneth A.  
TELEPHONE NO.: (703) 305-0542

**OFFICIAL** Group Art Unit 2122

**OFFICIAL COMMUNICATION  
FOR THE ATTENTION OF  
EXAMINER GROSS, KENNETH A.**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

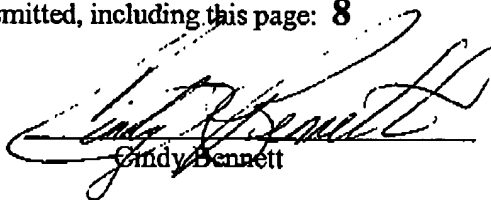
I hereby certify that the following document(s) in re Application of John J. Sie et al., Application No. 09/687,157, filed October 12, 2000 for LOCAL STORAGE OF PROGRAMS is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 page);
2. Power of Attorney to Prosecute Applications Before the USPTO (1 page);
3. Statement Under 37 CFR 3.73(b) (1 page); and
4. Copy of Assignment document w/Schedule A from SVOD LLC to Starz Encore Group LLC (4 pages).

Number of pages being transmitted, including this page: **8**

Dated: May 26, 2004



Cindy Bennett

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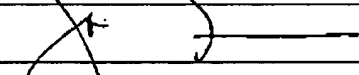
TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
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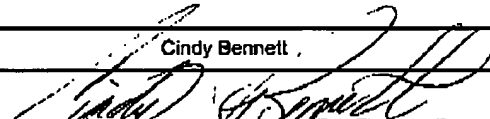
60225637 v1

PTO/SB/21 (08-03)

|  |   |                        |                  |  |
|--|---|------------------------|------------------|--|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |   | Application Number     | 09/887,157       | <b>RECEIVED</b><br><b>CENTRAL FAX CENTER</b><br><b>MAY 26 2004</b> |
|  |   | Filing Date            | October 12, 2000 |  |
|  |   | First Named Inventor   | Si, J hn J.      |  |
|  |   | Art Unit               | 2122             |  |
|  |   |                        |                  | Examiner Name  |
| Total Number of Pages in This Submission   | 7 | Attorney Docket Number | 019281-000800US  |  |

| ENCLOSURES (Check all that apply)   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input checked="" type="checkbox"/> Power of Attorney to Prosecute Applications Before the USPTO<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s)<br><i>(please identify below):</i><br>Statement Under 37 CFR 3.73(b)<br>Copy of Assignment document from SVOD LLC to Starz Encore Group LLC |
| Remarks   |   | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |  |
|--|---|--|
| Firm or Individual                         | Townsend and Townsend and Crew LLP<br>Thomas D. Franklin Reg. No. 43,616            |  |
| Signature                                  |  |  |
| Date                                       | May 26, 2004  |  |

| CERTIFICATE OF MAILING  |   |                   |
|---|---|-------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 872-9306 on May 26, 2004 |   |                   |
| Typed or printed name   | Cindy Bennett   |                   |
| Signature   |  | Date May 26, 2004 |

60225027 v1

PTO/SB/80 (12-03)

**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby appoint:

☒ Practitioners associated with the Customer Number

20350

OR

☐ Practitioner(s) named below (If more than ten patent practitioners are to be named, then a customer number must be used):

| Name | Registration Number |
|------|---------------------|
|      |                     |
|      |                     |
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as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).


Assignee Name and Address:

Starz Encore Group LLC  
8900 Liberty Circle  
Englewood, Colorado 80112

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

|           |   |  |           |                |
|-----------|---|--|-----------|----------------|
| Name      | Tim Swaney  |  |           |                |
| Signature |  |  | Date      | April 13, 2004 |
| Title     | VP, Business Affairs -- Marketing & Intellectual Property                           |  | Telephone | (720) 852-5819 |

60177513 v1

**PATENT ASSIGNMENT**

**Date:** ... April 13, 2004

**Parties:**

1. 'The Assignor': SVOD LLC of 8900 Liberty Circle, Englewood, CO, 80112 USA
2. 'The Assignee': STARZ ENCORE GROUP LLC of 8900 Liberty Circle, Englewood, CO, 80112 USA

**Recitals:**

The Assignor owns certain rights in the Patent and Applications set out in Schedule A hereto ("the Patents"); and

The Assignor has agreed to assign all rights in the Patents to the Assignee for all countries.

**Assignment Grant:**

1. For good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents does assign to Assignee all right, title and interest in and to the Patents and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

2. Assignor further agrees that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN WITNESS whereof the parties hereto have caused this Patent Assignment to be executed.

Signed for and on behalf of SVOD LLC

By: Steve Beabout

Name: Steve Beabout

Office: EVP and General Counsel

Signed for and on behalf of STARZ ENCORE GROUP LLC

By: Steve Beabout

Name: Steve Beabout

Office: EVP and General Counsel

60169991 v1

## SCHEDULE A

| Country | Title  | Application No.<br>Filing Date | Patent No.<br>Issue Date |
|---------|--|--------------------------------|--------------------------|
| US      | Subscription Video on Demand   | 60/159202<br>10/13/1999        |                          |
| US      | Video On Demand Switching System                                     | 60/159469<br>10/13/1999        |                          |
| US      | Multiple Video Storage System  | 60/163324<br>11/03/1999        |                          |
| US      | Pre-Storing a Portion of a Program to Allow User Control of Playback | 09/687151<br>10/12/2000        |                          |
| US      | Local Near Video on Demand Storage                                   | 09/687138<br>10/12/2000        |                          |
| US      | Local Storage of Programs  | 09/687157<br>10/12/2000        |                          |
| US      | Programming Distribution System                                      | 09/687149<br>10/12/2000        |                          |
| US      | Programming Distribution & Notification System                       | 09/687148<br>10/12/2000        |                          |
| US      | Method for Providing Programming Distribution                        | 09/687139<br>10/12/2000        |                          |
| US      | Method for Authorizing Limited Programming Distribution              | 09/687140<br>10/12/2000        |                          |
| US      | Multiplexed Digital Channel Storage                                  | 09/687877<br>10/12/2000        |                          |
| US      | Pre-Storing a Multiplex to Allow User Control of Playback            | 60/275496<br>03/13/2001        |                          |
| US      | Pre-Storing a Multiple Programs with User Control of Playback        | 09/877317<br>06/08/2001        |                          |
| US      | Program Guide Enhancements   | 60/285817<br>04/23/2001        |                          |
| US      | Program Guide Enhancements   | 10/128654<br>04/22/2002        |                          |
| US      | Program Guide Environment  | 10/128653<br>04/22/2002        |                          |
| US      | Manual Override of Automatic Preferences to Customize SVOD           | 60/286911<br>04/27/2001        |                          |

| Country | Title   | Application No.<br>Filing Date | Patent No.<br>Issue Date |
|---------|---|--------------------------------|--------------------------|
| US      | Customization in a Content<br>Distribution System   | 10/131507                      |                          |
| US      | Video on Demand Controls  | 60/331886<br>11/20/2001        |                          |
| US      | Viewing Limit Controls  | 10/300723<br>11/19/2002        |                          |
| US      | Systems & Methods for Providing<br>Marketing Messages and<br>Incentives Based on Viewing<br>Limits and Viewing Limit Levels | 10/300682<br>11/19/2002        |                          |
| US      | Instant Video on Demand<br>Playback   | 60/368646<br>03/29/2002        |                          |
| US      | Instant Video on Demand<br>Playback   | 10/393724<br>03/18/2003        |                          |
| US      | Video Advertising   | 60/391723<br>06/25/2002        |                          |
| US      | Video Advertising   | 10/460753<br>06/11/2003        |                          |
| US      | Cross-Channel Interstitial Program<br>Promotion   | 10/460770<br>06/11/2003        |                          |
| US      | Television Aspect Ratio<br>Manipulation   | 60/455009<br>03/14/2003        |                          |
| US      | Digital Broadcast Format<br>Statistical Multiplexer   | 60/476503<br>06/06/2003        |                          |
| US      | Subscription Video on Demand<br>Delivery  | 60/478629<br>06/13/2003        |                          |
| US      | Television Aspect Ratio<br>Manipulation   | 60/516185<br>10/30/2003        |                          |
| US      | Master Origination System   | 60/523250<br>11/18/2003        |                          |
| US      | System for Dynamic Real-Time<br>Television Channel Expansion  | 08/245596<br>05/20/1994        | 5534941<br>07/09/1996    |

PTO/SB/96 (05-03)

Approved for use through 04/30/2003. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Attorney Docket No. 019281-000800US

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: John J. Sle; Ganesh Basawapatna; Martin F. SabrawApplication No./Patent No.: 09/687,157Filed/Issue Date: October 12, 2000Entitled: LOCAL STORAGE OF PROGRAMSStarz Encore Group LLC, aLimited Liability Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: John J. Sle; Ganesh Basawapatna; Martin F. Sabraw; To: SVOD LLC

The document was recorded in the United States Patent and Trademark Office at Reel 011254, Frame 0810.

2. From: SVOD LLC To: Starz Encore Group LLC

The document was recorded in the United States Patent and Trademark Office, for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

May 26, 2004

Date

(303) 571-4000

Telephone number

Thomas D. Franklin

Typed or printed name

[Signature]

Signature

Attorney for Applicant

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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